

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

UNITED STATES OF AMERICA,

Civil No. 07-4168 (JRT/FLN)

Petitioner,

v.

**ORDER ADOPTING
REPORT AND RECOMMENDATION
OF MAGISTRATE JUDGE**

MARCUS LASSITER,

Respondent.

David W. Fuller, **OFFICE OF THE UNITED STATES ATTORNEY**,
300 South Fourth Street, Suite 600, Minneapolis, MN 55415, for
petitioner.

Katherine Menendez, **OFFICE OF THE FEDERAL DEFENDER**, 300
South Fourth Street, Suite 107, Minneapolis, MN 55415, for respondent.

Based upon the Findings of Fact, Conclusions of Law, and Recommendation by
United States Magistrate Judge Franklin L. Noel dated December 5, 2007, all the files
and records, and no objections having been filed to said Report and Recommendation,

IT IS HEREBY ORDERED that the United States' Petition to Determine Present
Mental Condition of an Imprisoned Person under 18 U.S.C. §4245 [#1] is GRANTED.
Mr. Lassiter is committed to the custody of the Attorney General and hospitalized at the
FMC Rochester.

DATED: January 4, 2008
at Minneapolis, Minnesota.

s/John R. Tunheim
JOHN R. TUNHEIM
United States District Judge